GOVERNMENT OF INDIA
FINANCE
LOK SABHA

UNSTARRED QUESTION NO:4060
ANSWERED ON:14.12.2001
RETIREMENT OF CORRUPT OFFICIALS
ARUN KUMAR;S. SAIDUZZAMAN

Will the Minister of FINANCE be pleased to state:

(a) whether the Government has taken a decision to compulsorily retire officials against whom cases of corruption by CBI are registered under FR 56(j);

(b) if so, whether the Government have identified the revenue officials having doubtful integrity;

(c) if so, the number of cases registered against revenue officials by CBI in each of the last three years giving the details thereof; and

(d) the measures taken by the Government to get these cases expedited?

Answer

MINISTER OF STATE IN THE MINISTRY OF FINANCE (BALASAHEB VIKHE PATIL)

(a) to (d): FR 56(j) confers on the Government an absolute right to retire a Government servant in public interest after he has attained a prescribed age i.e. 50/55 years by giving him a notice of not less than 3 months in writing or pay and allowances for 3 months in lieu of such notice. The provisions of this Rule are invoked by the Government to weed out Government servants, who have outlived their utility and have become ineffective as also those whose integrity is doubtful. The objective of this special provision is to improve the efficiency and strengthen the administrative machinery at all levels of the Government and to provide a clean administration. However, FR56(j) shall not be used to retire a Government servant on grounds of specific act of mis-conduct, as a short-cut to initiating formal disciplinary proceedings against him.

The provisions of FR56(j) are not applicable to those officers against whom cases have been registered by the CBI.The registration of cases by CBI and the action under FR56(j) has no direct relation. 31 cases have been registered by the CBI in respect of income tax officials during the year 1999, 2000 and 2001(up to 30.11.2001). The information in respect of officials under the CBEC is at present not centrally available. The progress made by the CBI in such cases is being monitored by the Central Vigilance Commission.